IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.46234 of 2008
RAKESH KUMAR & ORS
Versus
STATE OF BIHAR

2/ **10-Dec-08** Heard the parties.

Petitioner's prayer for bail in a case under various sections of the IPC and Section 3(x) of the Scheduled Castes and Scheduled Tribes Act and Section 27 of the Arms Act has been earlier rejected by this Court on 21.10.2005. That order is Annexure-1.

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The prayer has been renewed on behalf of the six accused persons namely, 1.Rakesh Kumar, 2.Sudhir Kumar, 3.Arun Singh, 4.Bhushan Singh, 5.Dhanajay Singh, and 6. Mithu Kumar on the ground that due to intervention of well wishers both the parties have compromised differences and have filed a compromise petition in the court of learned Judicial Magistrate, First Class, Patnacity on 22.9.2008. That

compromise petition has been annexed as Annexure-4 which shows that it is in connection with Alamganj P.S. Case No.264/2003 and appears to have been signed by the informant as well as 7 accused persons.

The aforesaid development does not require reconsideration of petitioners' prayer for anticipatory bail rejected long back. However, it is observed that if petitioners surrender within a reasonable time and satisfy the court below that there has been a genuine compromise between them, then these facts may be considered by the court below for granting bail to the petitioners on the date they appear before the Magistrate.

This application is disposed of.

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perwez **(Shiva Kirti Singh, J.)**